DEVELOPMENT REVIEW BOARD REPORT



MEETING DATE: May 4, 2006 ITEM NO. 11-DR-2006 CASE NUMBER/ Mountainside Plaza - M & I Bank **PROJECT NAME** 11612 E. Shea Blvd. LOCATION Request approval of a site plan and elevations for a new bank site. **REQUEST** Glenwood Development **BCA** Companies **OWNER ENGINEER** 480-948-9710 Company 480-775-4650 Bollinger & Cardenas Misael Gana APPLICANT/ ARCHITECT/ Architects Inc Bollinger & Cardenas **DESIGNER** COORDINATOR 480-368-2470 Architects Inc 480-368-2470 Zoning. **BACKGROUND** North Commercial shopping center zoned S-R (Service Residential) South Commercial office zoned S-R PCD (Service Residential, Planned Community Development District) Commercial shopping center zoned S-R (Service Residential) East Commercial storage facility zoned C-3 PCD (Highway West Commercial District, Planned Community Development District) and C-3 (C) PCD (Highway Commercial District

Context.

Over the past 15 years, much of the commercial and residential in the surrounding neighborhood has been developed. The singular identity of this area is a character of development that incorporates a pueblo style of architecture.

(Conditioned), Planned Community Development District)

The Pad D site is part of a larger commercial center that was approved in 2002 by the Development Review Board. The intent of that approval was for the pad sites to maintain a consistent architectural and landscape design with the larger commercial center. This proposal incorporates the same form, shapes, and materials of the overall center.

APPLICANT'S PROPOSAL

Applicant's Request.

The applicant desires to build a bank with drive-through services within the Mountainside Plaza commercial center. The commercial center is new and about half of the center has not yet been built. The proposed construction is similar to the architectural design of the larger commercial center.

The proposed paint colors are all Dunn Edwards and include:

- Field color: "Dry Dune" DE 6114 which is a very light cream with pink under tones; and
- Two accent colors:
 - "Rustic Taupe" DE 6129 which is a medium tan color, and
 - "Whole Wheat" DE 6124 which is a darker tan/brown color.

The other materials proposed include:

- Cultured stone "Old Country Fieldstone Piedmont";
- Dark bronze anodized frame with clear glass on doors and windows; and
- Wood veneer accents painted with the "Dry Dune" color.

Development Information:

• Existing Use: Unimproved pad site

• Proposed Use: Bank

• Parcel Size: 1.22 net acres

• Building Size: 3,585 net square feet

Buildings/Description: One single-story building

Building Height Allowed: 18-feetBuilding Height Proposed: 18-feet

Parking Required: 15 parking spaces required
 Parking Provided: 15 parking spaces provided

DISCUSSION

The pueblo architectural style is a continuation of the existing shopping center design. The windows are set deep into the walls for consistency with the adjacent pueblo style development, and to enhance the architectural style and provide shading for the glazing. The round element at the southwest corner of the building introduces a new feature to the pueblo styled commercial center, but it is not a significant distraction from the theme.

The Shoestring Acacia proposed in the parking lots is stipulated for replacement with a denser canopy tree that has stronger growth characteristic such as a Mesquite or Paolo Brea. The Shoestring Acacia is a good accent but is less effective as a canopy tree unless given substantial maintenance attention. The replacement of the Acacia is consistent with the previous stipulations for the overall commercial center. The other landscape design elements are consistent with the previous approval.

STAFF RECOMMENDATION

Staff recommends approval, subject to the attached stipulations.

STAFF CONTACT(S)

Kira Wauwie, AICP

Project Coordination Manager

Phone: 480-312-7061

E-mail: kwauwie@ScottsdaleAZ.gov

APPROVED BY

Kira Wauwie, AICP Report Author

Lusia Galav, AICP

Director, Current Planning Phone: 480-312-2506

E-mail: Igalav@scottsdaleAZ.gov

ATTACHMENTS

1. Applicant's Narrative

2. Context Aerial

2A. Aerial Close-Up

3. Zoning Map

4. Subject Pad Site Plan

5. Overall Commercial Center Site Plan

6. Landscape Plan

7. Elevations

A. Fire Ordinance Requirements

B. Stipulations/Zoning Ordinance Requirements



Project Narrative

Boilinger + Cardenas Architects, Inc. Architecture Planning Interiors Project Management 7350 East Evans Road, Suite C101 Scottsdale, AZ 85260 Fax No. (480) 951-7121

Date:	Jan. 9 th 2006 M&I Bank, 11612 E. Shea			
Project No:				
Project:	105305 592-PA-05			

The M&l Bank will consist of a southwest style in an "earth tone" by Dunn Edwards paints. This two-color scheme will match the existing development; the building will be constructed with concrete masonry block w/ Exterior Insulated Foam System (stucco finish w/ integrated color). Materials have been introduced to meet the 360 degree existing theme of the architecture within the development.

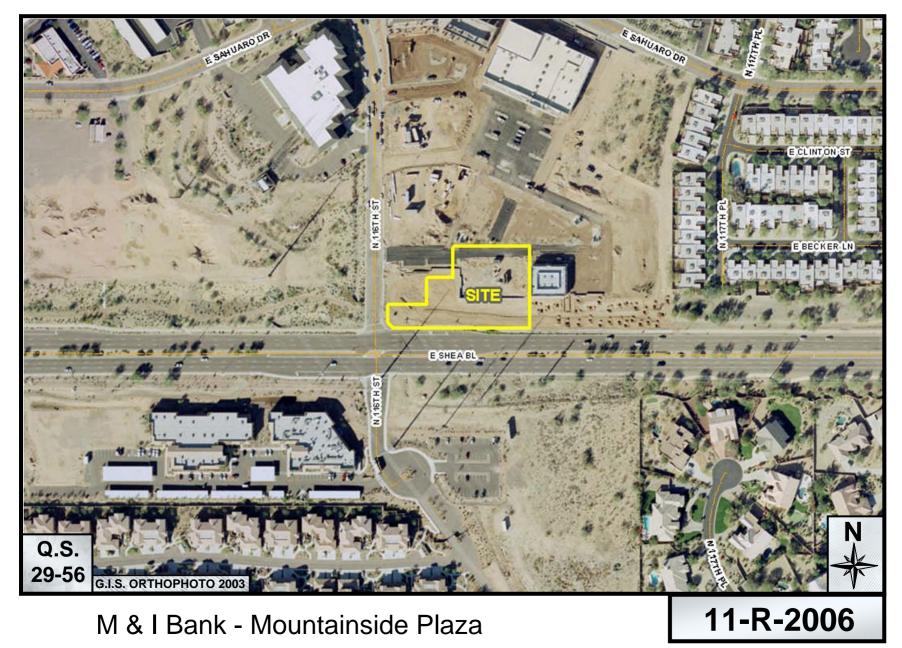
Stone faux veneers will be used on sloped piers located at main entry and rotunda up to 13'-4" high, stone will be up to 12'-0" high at end of drive-thru canopy and the pier will be sloped towards each corner of the building.

Wood accents above windows will incorporate architectural elements of the surrounding development.

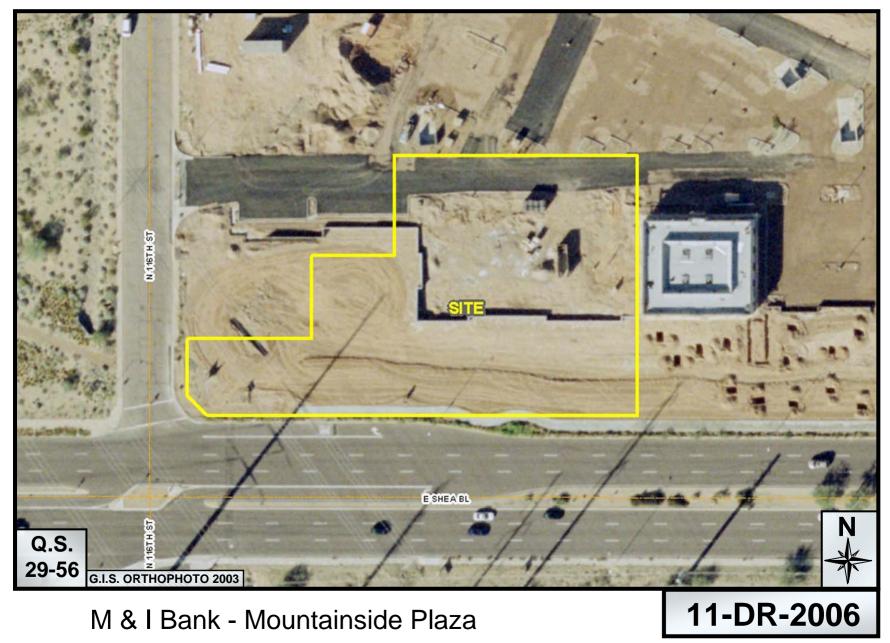
Dark bronze aluminum system will be used at all exterior windows with clear glazing.

Main building top elevation will be at 18'-0", main entry will also be at 18'-0" and the rotunda will be at 22'-0" located at the SWC of the building to screen mechanical units.

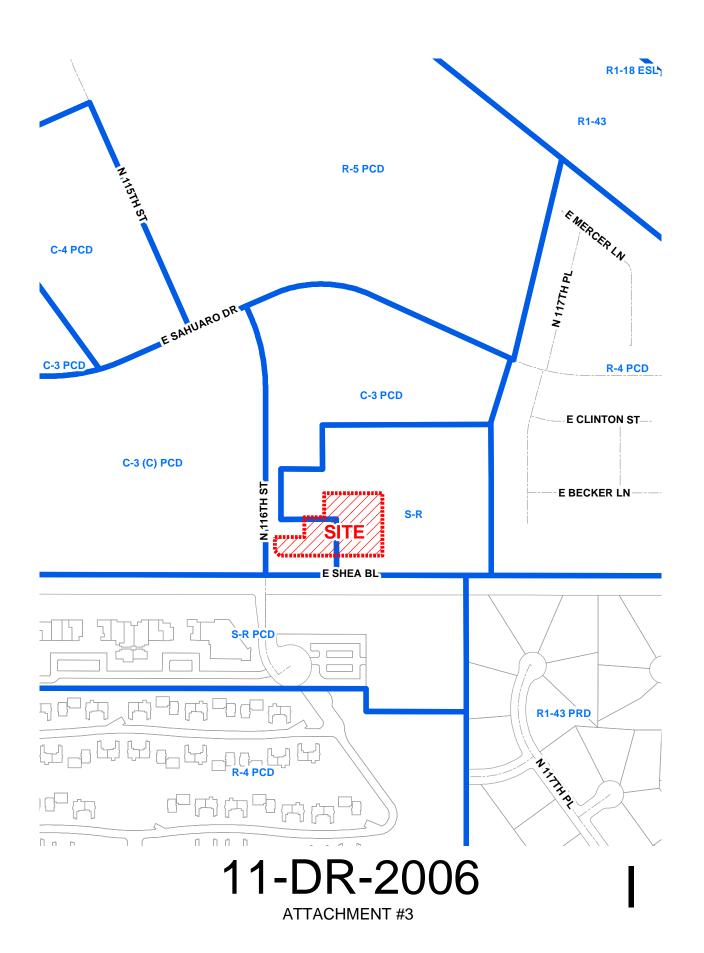
Sincerely,
Misael Gana – Bollinger + Cardenas Architects.

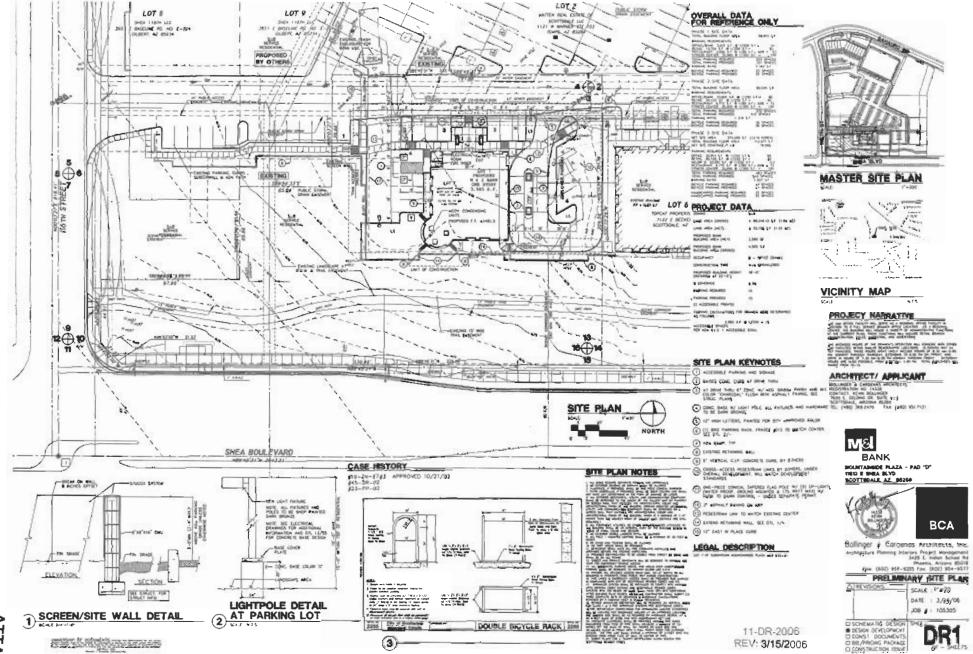


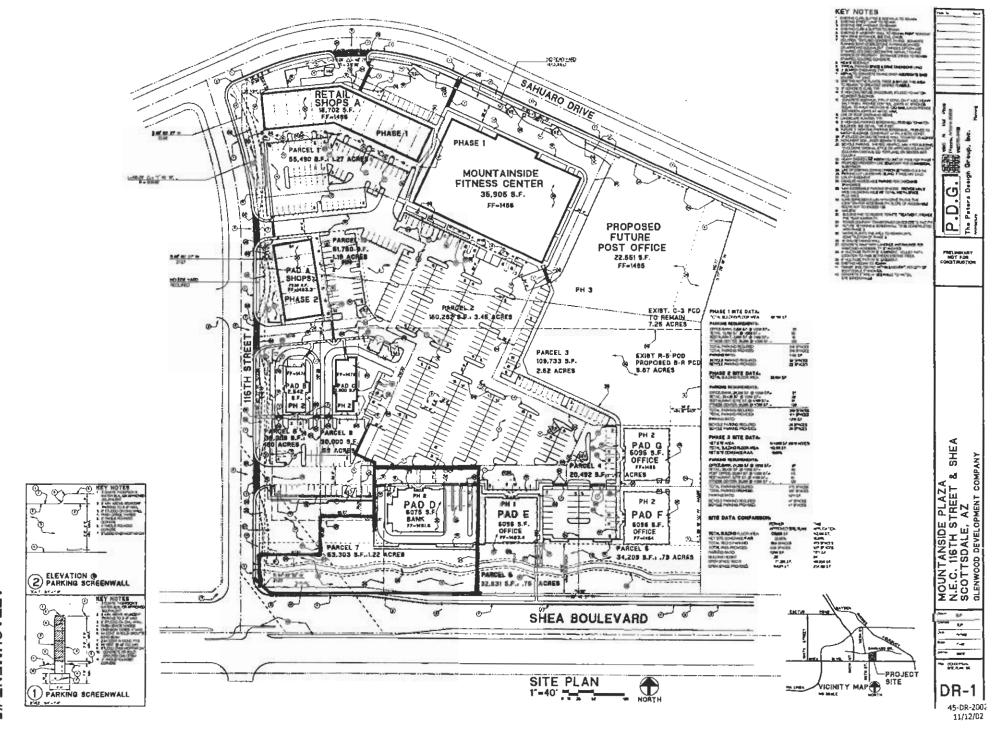
ATTACHMENT #2

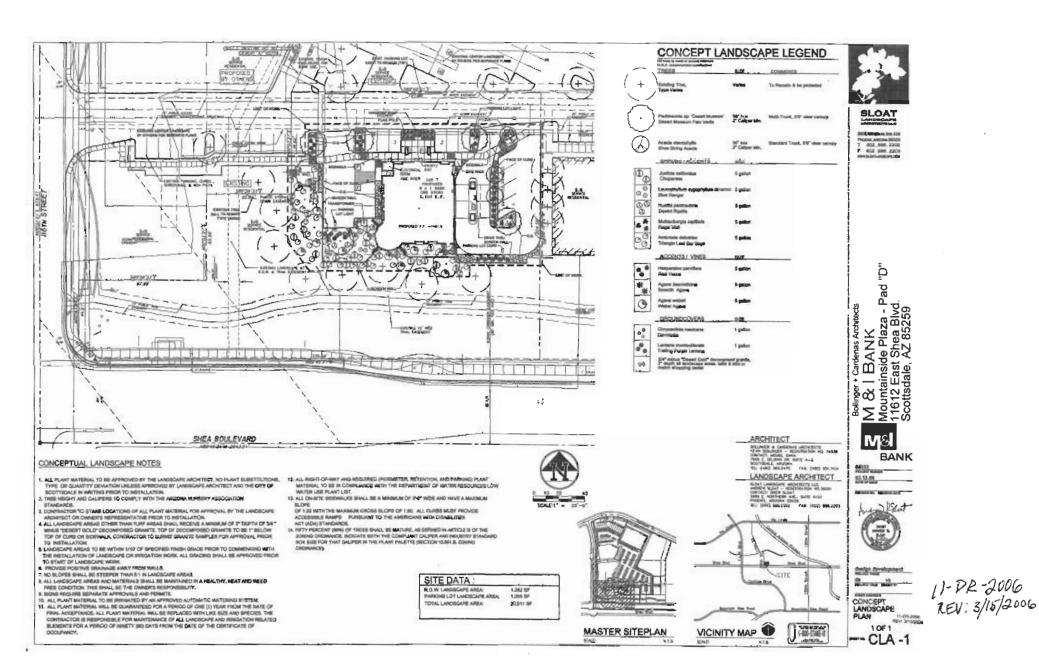


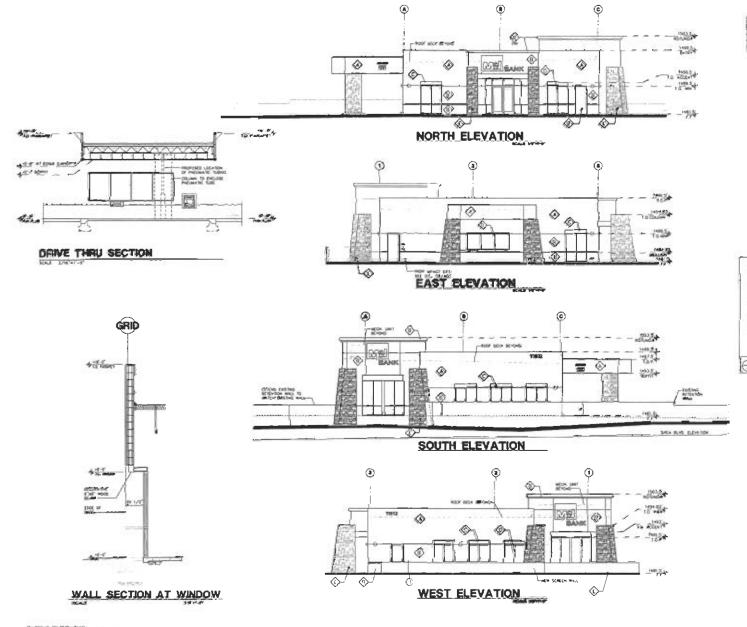
ATTACHMENT #2A











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11-DR-2006 REV: 3/15/2006



BANK

MOUNTAINEDE PLAZA - PAD 'O' TIGIS E SHEA BLVD SCOTTEDALE AZ 86250



Ballinger + Cardenas Architects, Inc. Architecture Planning, Interiors Project Management Sale C. Index Survey Re

Total (ACC), 957-9305 Fax: (ACC), 954-9317
PHELMOLARY ELEVATIONS

A REVISION SCALE 11/8"=1"-0"

SCALE | 3/13/98

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BCA



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ELEVATION KEY NOTES

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Bollinger + Cerdenas Architects, Inc.

Architecture Planning Interiors Project Monogenesis 3421 I. Indian Selver Sel Francis, Artumot Milota Tiese (642), 647–6424 Fas. (642) 554–5577

PRELIMINARY ELEVATIONS SCALE : 1/8"-1"-10"

GATE : 102/703/05 JCR # : 106306

TO SID-EMATIC DESIGN

SESION DEVILOPMENT

CONST. DOCUMENTS

BIO/PRICING PACKAGE

CI CONSTRUCTION ISSUE



REV: 3/15/2006

DATE: 2/7/2006

M & I Bank

Mountainside PLaza

11612 E. Shea Blvd.

Scottsdale, AZ.

FIRE ORDINANCE REQUIREMENTS

(INCORPORATE INTO BUILDING PLANS AS GENERAL NOTE BLOCK - USE ONLY THE DESIGNATED STIPULATIONS)

X	1.	PREMISES INDENTIFICATION TO BE LEGIBLE FROM STREET OR DRIVE & MUST BE ON ALL PLANS.	⊠ 11.	BACKFLOW PREVENTION WILL BE REQUIRED ON VERTICAL RISER FOR CLASS 1 & 2 FIRE SPRINKLER SYSTEMS PER SCOTTSDALE	
⊠ 2 .		FIRE LANES & EMERGENCY ACCESS SHALL BE PROVIDED & MARKED IN COMPLIANCE WITH CITY		REVISED CODE.	
		ORDINANCE & IFC AT THE FOLLOWING LOCATIONS.		PROVIDE ALL WEATHER ACCESS ROAD (MIN. 16') TO ALL BUILDINGS & HYDRANTS FROM PUBLIC WA	
		AS SHOWN		DURING CONSTRUCTION.	
			⊠ 13.	SEE APPROVED CIVILS FOR THE NUMBER OF FIRE HYDRANTS REQUIRED. DEVELOPER SHALL HAVE	
_		IT IS THE DEVELOPERS RESPONSIBILITY TO DETERMINE ULTIMATE COMPLIANCE WITH THE FAIR HOUSING ADMENDMENTS ACT & AMERICANS WITH DISABILITIES ACT & INCORPORATE SAME INTO THEIR BUILDING PLANS.		THE REQUIREDHYDRANTS INSTALLED & OPERABLE PRIOR TO THE FOOTING INSPECTION. HYDRANTS SHALL BE SPACED AT A MAXIMUM OFATGPM. THE DEVELOPER SHALL MAKE THE C.O.S. APPROVED CIVIL WATER PLANS AVAILABLE TO THE FIRE SPRINKLER CONTRACTOR	
]	4.	SUBMIT PLANS & SPECS FOR SUPERVISED AUTOMATIC EXTINGUISHING SYSTEM FOR ALL COOKING APPLIANCES, HOOD PLENUMS & EXHAUST DUCTS.	☑ 14.	PORTABLE FIRE EXTINGUISHERS SHALL BE INSTALLED. SEE SHEET(S)	
X	5.	PROVIDE A KNOX ACCESS SYSTEM: ☑ A. KNOX BOX ☐ B. PADLOCK	⊠ 15.	EXIT & EMERGENCY LIGHTING SHALL COMPLY WITH THE C.O.S. ORDINANCE & THE IFC. SEE SHEETS	
		C. KNOX OVERRIDE & PRE-EMPTION STROBE SWITCH FOR AUTOMATIC GATES.	□ 16.	SUBMIT MSDS SHEETS & AGGREGATE QUANTITY FOR ALL HAZARDOUS MATERIALS INCLUDING FLAMMABLES, PESTICIDES, HERBICIDES,	
X	6.	INSTALL AN AS BUILT DRAWING CABINET ADJACENT TO THE FIRE SPRINKLER RISER. IT SHALL BE OF ADEQUATE SIZE TO ACCOMMODATE BOTH THE FIRE SPRINKLER & FIRE ALARM DRAWINGS. THE CABINET SHALL BE PROVIDED WITH A LOCK & KEYED TO MATCH THE FIRE ALARM		CORROSIVES, OXIDIZERS, ETC. A PERMIT IS REQUIRED FOR ANY AMOUNT OF HAZARDOUS MATERIALS STORED, DISPENSED, USED OR HANDLED. COMPLETE AN HMMP & SUBMITH THE BUILDING PLANS.	
		CONTROL PANEL & SUPERVISED BY THE FACP IF APPLICABLE.	⊠ 17.	FIRELINE, SPRINKLER & STANDPIPE SYSTEM SHALL BE FLUSHED & PRESSURE TESTED PER NFPA STANDARDS & SCOTTSDALE REVISED CODES.	
	7.	SUBMIT PLANS FOR A CLASS FIRE ALARM SYSTEM PER SCOTTSDALE REVISED CODES.	⊠ 18.	FDC SIAMESE CONNECTIONS FOR SPRINKLERS AND/OR STANDPIPES WILL BE LOCATED PER	
X	8.	PROVIDE INTERIOR TENANT NOTIFICATION WHEN OFF-SITE MONITORING IS REQUIRED. (SEE FIRE ALARM INTERPRETATIONS FOR CLARIFICATION)		ORDINANCE AND/OR AT AN APPROVED LOCATION. MINIMUM SIZE 2-1/2 x 2-1/2 x 4 (NSHT) ☑ 4' TO 8' BACK OF CURB; INDEP. WET LINE.	
	9.	ADD 2-1/2" WET FIRE HOSE VALVES (NSHT) IF FLOOR AREA EXCEEDS 10,000 SQ. FT. PER FLOOR LEVEL AND/OR IF FIRE DEPT. ACCESS IS LIMITED TO LESS THAN 360°.	⊠ 19.	■ WALL MOUNTED - 15' CLEAR OF OPENINGS. ADEQUATE CLEARANCE SHALL BE PROVIDED AROUND FIRE RISER. DIMENSIONS FROM FACE OF PIPE SHALL MEASURE A MINIMUM OF 12" OFF THE	
	10.	BUILDINGS MAY BE SUBJECT TO INSTALLATION AND TESTING REQUIREMENTS FOR A PUBLIC SAFETY RADIO AMPLIFICATION SYSTEM.		BACK OF WALL, 18" ON EACH SIDE & 36" CLEAR IN FRONT WITH A FULL HEIGHT DOOR. THE FIRE LINE SHALL EXTEND A MAXIMUM OF 3' INTO THE BUILDING FROM INSIDE FACE OF WALL TO CENTER OF PIPE.	

<u>11 DR 2006</u> DATE: <u>2/7/06</u>

20.			CRITERIA 2002 EDITION & SCOTTSDALE REVISED CODES. SYSTEMS WITH 100 HEADS OR MORE SHALL HAVE OFF-SITE MONITORING. AFTER BUILDING PLAN REVIEW, INSTALLING CONTRACTOR SHALL SUBMIT (3) THREE COMPLETE SETS OF DRAWINGS & HYDRAULIC CALCULATIONS REVIEWED BY A MINIMUM NICET III DESIGN TECHNICIAN.
		A.	MODIFIED NFPA 13-D SYSTEM WITH RESIDENTIAL QUICK RESPONSE SPRINKLER HEADS (2002 EDITION)
		В.	MODIFIED NFPA 13R SYSTEM (2002 EDITION) WITH RESIDENTIAL QUICK RESPONSE SPRINKLER HEADS IN DWELLING UNITS & ATTIC AREAS FED FROM SEPARATE FIRELINE PER C.O.S. ORDINANCE & INTERPRETATIONS & APPLICATIONS. CALCULATE UP TO FOUR REMOTE HEADS & 900 SQ FT MIN. IN ATTIC.
	×	C.	NFPA 13 2002 EDITION COMMERCIAL SYSTEM / DESIGN CRITERIA: LT-HAZ SEISMIC DESIGN CATEGORY SHALL BE DETERMINED BY STRUCTURAL ENGINEER.
		D.	THE FIRE SPRINKLER SYSTEM DESIGN FOR WAREHOUSE / STORAGE OCCUPANCIES SHALL BE BASED ON THE FULL HEIGHT CAPACITY OF THE BUILDING PER SCOTTSDALE REVISED CODE. DENSITY CRITERIA:
		E.	SPRINKLER DESIGN CRITERIA FOR UNSPECIFIED WAREHOUSE COMMODITIES: .45 OVER 3000 SQ. FT.
		F.	THE PROJECT SPECIFICATIONS SHALL BE SUBMITTED WITH CONTRACT DRAWINGS.

Submit three (3) complete sets of drawings submitted by installing contractor, after building plan review is complete. Please refer questions to Fire Dept. Plan Review, 312-7070, 312-7684, 312-7127, 312-2372.

Stipulations for Case: M & I Bank 11-DR-2006

Unless otherwise stated, the applicant agrees to complete all requirements prior to final plan approval, to the satisfaction of Project Coordinator and the Final Plans staff.

PLANNING

APPLICABLE DOCUMENTS AND PLANS:

DRB Stipulations

- 1. Except as required by the City Code of Ordinances, Zoning Regulations, Subdivision Regulations, and the other stipulations herein, the site design and construction shall substantially conform to the following documents:
 - Architectural elements, including dimensions, materials, form, color, and texture, shall be constructed to be consistent with the building elevations submitted by Bollinger + Cardenas Architects, Inc. with a staff receipt date of 3/15/2006.
 - The location and configuration of all site improvements shall be constructed to be consistent with the site plan submitted by Bollinger + Cardenas Architects, Inc. with a staff receipt date of 3/15/2006.
 - c. Landscaping, including quantity, size, and location of materials shall be installed to be consistent with the conceptual landscape plan submitted by Sloat Landscape Architects LLC. with a staff receipt date of 3/15/2006.

ARCHITECTURAL DESIGN:

DRB Stipulations

- 2. The pneumatic tubes on the bank shall be integrated into column features to match the bank building canopy columns, or shall be constructed below grade; and all of other the associated pneumatic mechanical devices shall be finished to match the bank building.
- 3. The face of the service entrance section(s) shall be flush with the building façade and painted to match the building.
- 4. All exterior mechanical, utility, and communications equipment shall be screened by parapet or wall that matches the architectural color and finish of the building. Wall or parapet height for roof-mounted units shall meet or exceed the height of the tallest unit. Wall height for ground-mounted units shall be a minimum of 1 foot higher than the tallest unit.
- 5. All exterior conduit and raceways shall be painted to match the building.
- 6. No exterior roof ladders shall be allowed where they are visible to the public or from an off-site location.
- 7. Roof drainage systems shall be interior, except that overflow scuppers are permitted. If overflow scuppers are provided, they shall be integrated with the architectural design.
- 8. Wall enclosures for refuse bins or trash compactors shall be constructed of materials that are compatible with the building(s) on the site in terms of color and texture.
- 9. Dooley wall fencing shall not be allowed.
- 10. All walls shall match the architectural color, materials and finish of the building(s).

SITE DESIGN:

DRB Stipulations

11. The ADA parking locations shall receive approval from the City of Scottsdale's ADA Coordinator.

LANDSCAPE DESIGN:

DRB Stipulations

12. The Shoestring Acacia species shall be replaced with either Mesquite or Palo Brea species as stipulated with 45-DR-2002.

Ordinance

- A. Areas in decomposed granite without plant materials/groundcovers shall not exceed dimensions of more than 7 feet in any one direction, measured between plant canopies and/or coverage.
- B. Fifty percent of trees shall be mature, as defined in Article III of the Zoning Ordinance. Indicate both the compliant caliper and industry standard box size for that caliper in the plant palette.

EXTERIOR LIGHTING DESIGN:

DRB Stipulations

- 13. All exterior luminaires shall meet all IESNA requirements for full cutoff, and shall be aimed downward and away from property line except for sign and parking lot canopy lighting.
- 14. The individual luminaire lamp shall not exceed 250 watts.
- 15. The maximum height from finished graded to the bottom of the any exterior luminaire shall not exceed 16 feet.
- 16. All non-security lighting shall be turned off within 1 hour after close of business, to the satisfaction of city staff as stipulated under case 45-DR-2002.
- 17. All exterior light poles, pole fixtures, and yokes shall be a painted to match the existing exterior fixtures within the shopping center.
- 18. Incorporate into the project's design, the following:

Parking Lot and Site Lighting:

- a. The maintained average horizontal illuminance level, at grade on the site, not including the canopy area, shall not exceed 2.0 foot-candles.
- b. The maintained maximum horizontal illuminance level, at any point at grade on the site, shall not exceed 8.00 foot-candles. All light loss factors to be reviewed by city staff
- c. The initial vertical illuminance at 6.0 foot above grade, along the entire property line (or 1 foot outside of any block wall exceeding 5 foot in height) shall not exceed .8 foot-candles. All exterior luminaires shall be included in this calculation.

ATM Canopy Lighting:

- a. The horizontal illuminance at grade for ATM canopy lighting (directly under the canopy) shall conform to the following requirements:
 - (1). The maintained average horizontal illuminance level, at grade under the drive-through canopy, shall not exceed 8.0 foot-candles and should conform to the IESNA recommended practices, except as noted below. All exterior luminaries shall be included in this calculation.
 - (2). Within a 10-foot radius from the ATM (ATM Task Lighting): the maintained average horizontal illuminance level shall not exceed 15.0 foot-candles. The 10-foot radius is measured from the center face of the ATM and extends for a total of 180 degrees. The remainder of the canopy area (ATM General Lighting): should not exceed a maintained average of 8 footcandles. This shall include any contribution of illuminance from the ATM

Task Lighting.

Building Mounted Lighting:

- a. All luminaires shall be recessed or shielded so the light source is not directly visible from property line.
- b. Wall mounted luminaires shall contain house side shields, and be mounted on a minimum 4-inch long bracket that is mounted perpendicular to the wall.

VEHICULAR AND BICYCLE PARKING:

DRB Stipulations

19. Bike rack design shall be in conformance with City of Scottsdale M.A.G. Details unless otherwise approved in writing by the City of Scottsdale's Transportation Department.

ADDITIONAL PLANNING ITEMS:

DRB Stipulations

- 20. No exterior vending or display shall be allowed.
- 21. Flagpoles, if provided, shall be one piece, conical, and tapered.
- 22. Patio umbrellas shall be solid colors and shall not have any advertising in the form of signage or logos.

RELEVANT CASES:

Ordinance

C. At the time of review, the applicable zoning, DRB, Use Permit, and etc. case(s) for the subject site were: 19-ZN-87#3, 23-PP-02, 45-DR-02 and 11-UP-06.

ENGINEERING

The following stipulations are provided to aid the developer in submittal requirements, and are not intended to be all inclusive of project requirements. The developer shall submit engineering design reports and plans that demonstrate compliance with city ordinances, the <u>Scottsdale Revised Code</u> and the <u>Design Standards and</u> Policies Manual.

APPLICABLE DOCUMENTS AND PLANS:

23. This site shall generally conform to the Bollinger + Cardenas Architects, Inc. with a staff receipt date of 3/15/2006.

DRAINAGE AND FLOOD CONTROL:

DRB Stipulations

- 24. A final drainage report shall be submitted that demonstrates consistency with the conceptual drainage report approved in concept by the Planning and Development Services Department.
 - a. Before the approval of improvement plans by city staff, the developer shall submit two (2) hard copies and one (1) compact disc copy of the complete final drainage report and plan.
 - b. A copy of Master Drainage Report for Mountainside Plaza shall be provided as a reference to final Drainage report for this development. Drainage design for this development shall conform to the approved Master Drainage Report. Any design that modifies the approved master drainage report requires from the developer a site-specific addendum to the final drainage report and plan, subject to review and approval by the city staff.
 - c. This site will not need to construct any additional stormwater storage infrastructure, as along as it generally conforms to the master drainage plan for this site.

INTERNAL CIRCULATION:

DRB Stipulations

- 25. The developer shall provide a minimum parking-aisle width of 24 feet.
- 26. The developer shall provide internal circulation that accommodates emergency and service vehicles with an outside turning radius of 45 feet and inside turning radius of 25 feet.
- 27. Provide a 24-foot wide aisle width behind 90-degree parking spaces on west side of the building.
- 28. All new sidewalk connections shall align with existing sidewalk locations.
- 29. Bicycle parking design shall use the City standard detail for bike rack.
- 30. Bicycle parking shall be located as to not obstruct pedestrian and landscape areas.

Ordinance

D. Parking areas shall be improved with a minimum of 2.5 inches of asphalt over 4 inches of aggregate base.

REFUSE:

DRB Stipulations

31. The BCA architectural site plan dated March 15, 2006 does not show a refuse enclosure for this site. The developer needs to provide at least one refuse enclosure for this site. The developer proposes to share a refuse container that is sited in the general parking area for the development. Thus, the developer shall obtain approval of this arrangement from the City of Scottsdale Sanitation Division before submitting the first plan submittal to the City of Scottsdale One Stop Shop. If they need to build a new refuse enclosure

then it shall conform to the <u>City of Scottsdale Supplements to MAG Standards</u>, standard detail #2146-1 for single enclosures.

32. Enclosures must:

- a. Provide adequate truck turning/backing movements for a design vehicle of turning radius R (minimum) = 45 feet vehicle length of L = 40 feet.
- b. Be positioned to facilitate collection without "backtracking."
- c. Be easily accessible by a simple route.
- d. Not require backing more than 35 feet.
- e. Not be located on dead-end parking aisles.
- f. Enclosures serviced on one side of a drive must be positioned at a 30-degree angle to the centerline of the drive.
- E. Underground vault-type containers are not allowed.
- F. Refuse collection methods, i.e., site plan circulation will be approved at final plan review.
- G. Refuse collection can be provided by the City of Scottsdale's Sanitation Division, at 480-312-5600.

WATER AND WASTEWATER STIPULATIONS

The following stipulations are provided to aid the developer in submittal requirements, and are not intended to be all-inclusive of project requirements. Water and sewer lines and services shall be in compliance with City Engineering Water and Sewer Ordinance, the <u>Scottsdale Revised Code</u> and Sections 4 and 5 of the <u>Design</u> Standards and Policies Manual.

DRB Stipulations

- 33. Where walls cross or run parallel with public water mains, public sewer mains, or public fire lines the following shall apply:
 - a. For walls constructed parallel to these pipes, the walls shall be a minimum of six (6) feet from the outside diameter of the pipe.
 - b. For walls constructed across or perpendicular to these pipes, the walls shall be constructed with gates or removable wall panels for maintenance and emergency access.

WATER:

Ordinance

H. The water system for this project shall meet required health standards and shall have sufficient volume and pressure for domestic use and fire protection.

WASTEWATER:

DRB Stipulations

- 34. On-site sanitary sewer shall be privately owned and maintained.
- 35. Existing water and sewer service lines to this site shall be utilized or shall be abandoned by disconnection at the main.

Ordinance

Privately owned sanitary sewer shall not run parallel within the waterline easement.